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| To: | Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450 | REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK |
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Southern District of California on the following: X Patents or Trademarks:

| | | |
|------------------------------------|------------------------------------|--|
| DOCKET NO. | DATE FILED | US District Court Southern District of California |
| 3:08-cv-01729-JAH-LSP | 9/22/08 | San Diego, CA |
| PLAINTIFF | | DEFENDANT |
| eBioscience Corporation | | Invitrogen Corporation, et al. |
| PATENT OR TRADEMARK NO. | PATENT OR TRADEMARK NO. | PATENT OR TRADEMARK NO. |
| 1. 6,423,551 | 6. | 11. |
| 2. 6,699,723 | 7. | 12. |
| 3. 6,927,069 | 8. | 13. |
| 4. | 9. | 14. |
| 5. | 10. | 15. |

In the above-entitled case, the following patents(s)/ trademark(s) have been included:

| | | | |
|------------------------------------|--|------------------------------------|--|
| DATE INCLUDED | INCLUDED BY | | |
| | <u>Amendment</u> <u>Answer</u> <u>Cross Bill</u> <u>Other Pleading</u> | | |
| PATENT OR TRADEMARK NO. | PATENT OR TRADEMARK NO. | PATENT OR TRADEMARK NO. | |
| 1. | 6. | 11. | |
| 2. | 7. | 12. | |
| 3. | 8. | 13. | |
| 4. | 9. | 14. | |
| 5. | 10. | 15. | |

In the above-entitled case, the following decision has been rendered or judgment issued:

| | | |
|--------------------------|--------------------------|-------------|
| DECISION/JUDGMENT | | |
| CLERK | (BY) DEPUTY CLERK | DATE |
| W. Samuel Hamrick, Jr. | | |